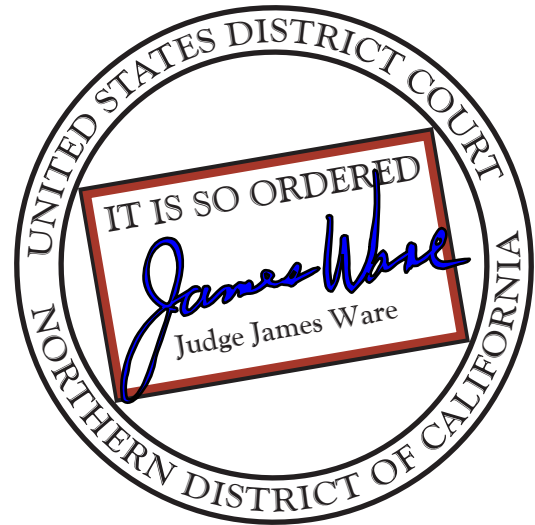


AUNE & ASSOCIATES
ROBERT E. AUNE (Bar No. 60477)
101 California Street, Suite 2050
San Francisco, CA 94111
Telephone: (415) 433-6400
Facsimile: (415) 433-1660

Attorneys for Plaintiffs
LAW ENFORCEMENT TRAINING AND
RESEARCH ASSOCIATES, INC.;
JEFFREY A. SCHWARTZ and CYNTHIA
BARRY

SEDGWICK, DETERT, MORAN
& ARNOLD LLP
BRUCE D. CELEBREZZE (Bar No. 102181)
ROBERT N. BERG (Bar No. 99319)
One Market Plaza, Steuart Tower, 8th Floor
San Francisco, California 94105
Telephone (415) 781-7900
Facsimile (415) 781-2635

Attorneys for Defendant
REPUBLIC WESTERN INSURANCE
COMPANY, sued herein as REPUBLIC
WESTERN INSURANCE



UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA – SAN JOSE DIVISION

LAW ENFORCEMENT TRAINING
AND RESEARCH ASSOCIATES,
INC., JEFFREY A. SCHWARTZ, and
CYNTHIA BARRY,

Plaintiffs,

v.

REPUBLIC WESTERN
INSURANCE, CNA REINSURANCE
COMPANY, and DOE 1-DOE 50,

Defendants.

CASE NO. C05-04256 JW

STIPULATION TO HAVE THE
HONORABLE JAMES WARE CONDUCT
A SETTLEMENT CONFERENCE
(N. D. ADR LOCAL RULE 7-2)

THE HON. JAMES WARE

1 WHEREAS defendant Republic Western Insurance Company removed this coverage suit
2 to this Court on October 20, 2005.

3 WHEREAS the parties' cross-motions for summary judgment have been filed, were
4 argued on June 12, 2006, and have been taken under submission by the Court.

5 WHEREAS the Honorable James Ware, as the United States District Judge assigned to
6 this case, has reviewed the papers on and heard the parties' cross-motions for summary
7 judgment, and therefore is familiar with the issues in this coverage suit.

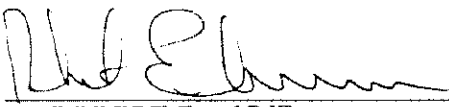
8 WHEREAS the Preliminary Pretrial and Trial Setting Conference is currently set for
9 April 23, 2007, although concurrently with this stipulation, the parties have filed a stipulation to
10 continue the Preliminary Pretrial and Trial Setting Conference to June 25, 2007.

11 WHEREAS the parties seek the opportunity to resolve this matter before trial, and all
12 parties to this action are participating in this stipulation, as defendant CX Reinsurance has now
13 settled out of the case.

14 IT IS HEREBY STIPULATED by and between the parties, through their respective
15 counsel, that the Honorable James Ware should conduct a settlement conference of this matter
16 pursuant to Northern District ADR Local Rule 7-2, which provides: "Upon written stipulation of
17 all parties, the assigned Judge, in the exercise of his or her discretion, may conduct a settlement
18 conference." The parties respectfully request that the Court conduct such settlement conference
19 for a day and time in the next 60 days that is convenient for the Court's calendar.

20
21 DATED: December 21, 2006

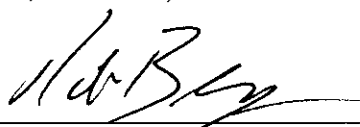
AUNE & ASSOCIATES

22
23 By 
24 ROBERT E. AUNE
25 Attorneys for Plaintiffs
26 LAW ENFORCEMENT TRAINING AND
27 RESEARCH ASSOCIATES, INC.;
28 JEFFREY A. SCHWARTZ and CYNTHIA
BARRY

1 DATED: December 21, 2006

SEDGWICK, DETERT, MORAN & ARNOLD LLP

2
3 By


BRUCE D. CELEBREZZE
ROBERT N. BERG
Attorneys for Defendant
REPUBLIC WESTERN INSURANCE
COMPANY, sued herein as REPUBLIC
WESTERN INSURANCE

4
5
6
7
8
9 PURSUANT TO STIPULATION, IT IS SO ORDERED.

10 In light of the Court's unavailability, the Settlement
11 Conference presently scheduled for February 2, 2007 is
12 continued to February 8, 2007 at 9 a.m. All parties with
settlement authority shall appear for this conference.

13 DATED: January 25, 2007


JAMES WARE
UNITED STATES DISTRICT JUDGE

Law Enforcement Training v. Republic Western Ins. Co., et al
U.S. District Court, Northern District of California
Case No. C 05-04256 JW
(1411-133281)

PROOF OF SERVICE

I am a resident of the State of California, over the age of eighteen years, and not a party to the within action. My business address is Sedgwick, Detert, Moran & Arnold LLP, One Market Plaza, Steuart Tower, 8th Floor, San Francisco, California 94105. On December 22, 2006, I served the within document(s):

1. STIPULATION TO HAVE THE HONORABLE JAMES WARE CONDUCT A SETTLEMENT CONFERENCE (N. D. ADR LOCAL RULE 7-2)
- ☒ ELECTRONICALLY - by causing said document(s) to be delivered through ECF via email by U.S.D.C. Northern District, to the email addresses set forth below on this date before 5:00 p.m.
- ☐ MAIL - by placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid, in the United States mail at San Francisco, California addressed as set forth below.
- ☐ PERSONAL SERVICE - by personally delivering the document(s) listed above to the person(s) at the address(es) set forth below.
- ☐ OVERNIGHT COURIER - by placing the document(s) listed above in a sealed envelope with shipping prepaid, and depositing in a collection box for next day delivery to the person(s) at the address(es) set forth below via .

Robert E. Aune, Esq.
Aune & Associates
101 California Street, Suite 2050
San Francisco, CA 94111
Tel: (415) 433-6400
Fax: (415) 433-1660
E-mail: raune@pacbell.net

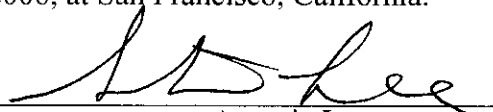
Attorneys for Plaintiffs

Mark Adams Poppett, Esq.
Blick & Rhoades
5473 Kearny Villa Road, Suite 150
San Diego, CA 92123
Tel: (858) 712-9222
Fax: (858) 712-9333
E-Mail: mpoppett@coveragecounsel.com

Attorneys for Defendant CX Reinsurance
Company Limited, sued as CNA Reinsurance
Company

I am readily familiar with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

I declare under penalty of perjury under the laws of the State of California that the above is true and correct. Executed on December 22, 2006, at San Francisco, California.



Antonia Lee